

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Colin DICKENS et al.

101053330

Docket: 16873-51845

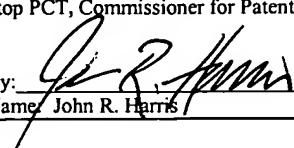
Title: NASAL DRUG DELIVERY

CERTIFICATE UNDER 37 CFR 1.10

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Date of Deposit: October 14, 2005

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By:   
Name: John R. Harris

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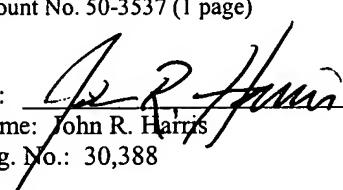
**Customer No. 24728**

Sir:

We are transmitting herewith the attached:

- Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371 (3 pages)
- Application comprising copy of International Publication No. WO 2004/093953 A1, consisting of (20 pages specification) (4 Sheets of drawings) (24 pages total)
- Preliminary Amendment (6 pages)
- Copy of UK Search Report Under Section 17 (8 pages)
- Copy of PCT Request PCT/RO/101 (5 pages) including Fee Calculation Sheet (1 page)
- Application Data Sheet (5 pages)
- Information Disclosure Statement (4 pages)
- PTO/SB/08A PTO-Form listing Four (4) foreign references and One US reference (1 page)
- Copy of Four (4) foreign references (44 pages)
- Amend the specification by inserting before the first sentence:  
--This application claims the benefit of PCT/GB2004/001535, filed 8 April 2004, respectively, and claims priority to GB0308986.9, filed 17 April 2003, which are incorporated by reference herein in their entirety--
- Check in the amount of \$1,600.00
- Authorization to charge any additional fee(s) or underpayments of fee(s) or credit any overpayments under 37 CFR 1.16 and 1.17 to Deposit Account No. 50-3537 (1 page)
- Return postcard

Please send all correspondence to:  
John R. Harris, Esq.  
MORRIS, MANNING & MARTIN, LLP  
1600 Atlanta Financial Center  
3343 Peachtree Road NE  
Atlanta, Georgia 30326  
404-233-700 (Main)  
404.504.7720 (Direct)  
**Customer No. 24728**

By:   
Name: John R. Harris  
Reg. No.: 30,388

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|  |   |   |
|--|---|---|
| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>  |   | ATTORNEY'S DOCKET NUMBER<br>16873-51845                       |
| INTERNATIONAL APPLICATION NO.<br>PCT/GB2004/001535   | INTERNATIONAL FILING DATE<br>8 April 2004 | U.S. APPLICATION NO. (If known, see 37 CFR 1.5)<br>Unassigned |
| TITLE OF INVENTION<br>NASAL DRUG DELIVERY  |   | PRIORITY DATE CLAIMED<br>17 April 2003                        |
| APPLICANT(S) FOR DO/EO/US<br>DICKENS, Colin; ASGHARIAN, Bahman; KIMBELL Julia S.; PRICE, Owen Thomas; and BRACE, Geoff   |   |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:  |   |   |
| <p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ul> </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ul> </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input checked="" type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ul> </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> |   |   |
| Items 11 to 20 below concern document(s) or information included:  |   |   |
| <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p>  |   |   |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|  |              |   |         |                          |              |
|--|--------------|---|---------|--------------------------|--------------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5)  |              | INTERNATIONAL APPLICATION NO.   |         | ATTORNEY'S DOCKET NUMBER |              |
| Unassigned<br><b>10/1553330</b>  |              | PCT/GB2004/001535   |         | 16873-51845              |              |
| 20. Other items or information:<br>PCT Request PCT/RO101; Search Report Under Section 17; PTO2038 in the amount of \$1,600.00; Authorization to Charge and fee deficiencies or credit any overpayments to Deposit Account; Return Postcard   |              |   |         |                          |              |
| The following fees have been submitted   |              |   |         | CALCULATIONS             | PTO USE ONLY |
| 21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a)) ..... \$300   |              |   |         | \$ 300.00                |              |
| 22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c))<br>If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0<br>All other situations ..... \$200  |              |   |         | \$ 200.00                |              |
| 23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b))<br>If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100<br>International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ..... \$400<br>All other situations ..... \$500 |              |   |         | \$ 400.00                |              |
| <b>TOTAL OF 21, 22 and 23 =</b>  |              |   |         | \$ 900.00                |              |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)).<br>The fee is \$250 for each additional 50 sheets of paper or fraction thereof.  |              |   |         |                          |              |
| Total Sheets   | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE    |                          |              |
| 24 - 100 =   | 0 /50 =      | 0   | x \$250 | \$                       |              |
| Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).  |              |   |         | \$                       |              |
| CLAIMS   | NUMBER FILED | NUMBER EXTRA  | RATE    | \$                       |              |
| Total claims   | 30 - 20 =    | 10  | x \$ 50 | \$ 500.00                |              |
| Independent claims   | 4 - 3 =      | 1   | x \$200 | \$ 200.00                |              |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)  |              |   |         | \$ 0.00                  |              |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |              |   |         | \$ 1,600.00              |              |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.   |              |   |         |                          |              |
| <b>SUBTOTAL =</b>  |              |   |         | \$ 1,600.00              |              |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).  |              |   |         | \$                       |              |
| <b>TOTAL NATIONAL FEE =</b>  |              |   |         | \$ 1,600.00              |              |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property   |              |   |         | \$                       |              |
| <b>TOTAL FEES ENCLOSED =</b>   |              |   |         | \$ 1,600.00              |              |
|  |              |   |         | Amount to be refunded:   | \$           |
|  |              |   |         | Amount to be charged     | \$ 1,600.00  |

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- a.  A check in the amount of \$ 1,600.00 to cover the above fees is enclosed.
- b.  Please charge my Deposit Account No. 50-3537 in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3537. A duplicate copy of this sheet is enclosed.
- d.  Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

## SEND ALL CORRESPONDENCE TO:

Morris, Manning & Martin, LLP  
1600 Atlanta Financial Center  
3343 Peachtree Road NE  
Atlanta, Georgia 30326-1044



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SIGNATURE

John R. Harris

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NAME

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30,388

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REGISTRATION NUMBER

S/N Unassigned

10/553330  
PATENT

JC20Rec'd PCT/PTO 14 OCT 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

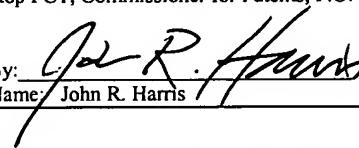
Applicant: Colin DICKENS et al. Express Mail Label No. EV025495792US  
Serial No.: Unassigned Group Art Unit: Unassigned  
Filed: October 14, 2005 Docket No.: 16873-51845  
Title: Nasal Drug Delivery

**CERTIFICATE UNDER 37 CFR 1.10**

'Express Mail' mailing label number: EV025495792US

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By:   
Name: John R. Harris

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Alexandria, VA 22313-1450

October 14, 2005

**CUSTOMER NO. 24728**

Dear Sir:

Please charge any additional fees or credit overpayments to **Deposit Account**

**No. 50-3537.**

Respectfully submitted,

MORRIS, MANNING & MARTIN, LLP

October 14, 2005

  
John R. Harris.  
Reg. No. 30,388  
Attorney for Applicant

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